

Senate File 71

SENATE FILE _____
BY HANCOCK and KIBBIE

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act establishing a length of service award program for
2 volunteer fire fighters, creating a fund to provide matching
3 contributions to the program, authorizing lottery games for
4 volunteer fire fighters, and making an appropriation and
5 providing an effective date.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
7 TLSB 1591XS 83
8 ec/rj/14

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1 1 Section 1. NEW SECTION. 99G.9B LIMITED SERIES OF LOTTERY
1 2 GAMES PROVIDING AID FOR VOLUNTEER FIRE FIGHTERS.
1 3 The chief executive officer, in consultation with the
1 4 board, shall develop and conduct two additional instant
1 5 scratch and two additional pull tab lottery games annually to
1 6 provide moneys for the benefit of volunteer fire fighters.
1 7 The moneys received from the sale of tickets for each lottery
1 8 game shall be deposited in a special account in the lottery
1 9 fund. Notwithstanding section 99G.39, after payment of the
1 10 prizes, the remaining moneys shall be transferred to the
1 11 length of service award program grant fund created in section
1 12 100B.42.
1 13 Sec. 2. Section 100B.2, Code 2009, is amended by adding
1 14 the following new subsection:
1 15 NEW SUBSECTION. 9. Establish a length of service award
1 16 program for volunteer fire fighters pursuant to the
1 17 requirements of section 100B.41.
1 18 Sec. 3. NEW SECTION. 100B.41 LENGTH OF SERVICE AWARD
1 19 PROGRAM.
1 20 1. The state fire service and emergency response council,
1 21 in consultation with the department of administrative
1 22 services, shall establish a length of service award program
1 23 for volunteer fire fighters as defined in section 85.61. The
1 24 program shall provide length of service awards, as described
1 25 in section 457(e)(11) of the Internal Revenue Code, to
1 26 volunteer fire fighters of a fire department of a
1 27 municipality, township, or benefited fire district that elects
1 28 to participate in the program. The program shall be designed
1 29 as a defined contribution pension plan, consistent, to the
1 30 extent possible, with the requirements of section 509A.12,
1 31 requiring mandatory employer contributions from a
1 32 participating municipality, township, or benefited fire
1 33 district. The program shall be designed to treat awards from
1 34 the program as a tax-deferred benefit under the Internal
1 35 Revenue Code. The council shall develop and submit to the
2 1 state fire marshal for adoption rules providing for minimum
2 2 contribution requirements, eligibility requirements for
2 3 participation by volunteer fire fighters, minimum vesting
2 4 requirements, and such other rules as deemed necessary to
2 5 operate the program.
2 6 2. The council shall provide a state match for all annual
2 7 contributions paid for volunteer fire fighters by a
2 8 participating municipality, township, or benefited fire
2 9 district up to a maximum of two hundred dollars per fiscal
2 10 year per volunteer fire fighter from moneys in the length of
2 11 service award program grant fund created in section 100B.42.
2 12 Sec. 4. NEW SECTION. 100B.42 LENGTH OF SERVICE AWARD
2 13 PROGRAM GRANT FUND.
2 14 1. A length of service award program grant fund is created
2 15 as a separate and distinct fund in the state treasury under

2 16 the control of the state fire service and emergency response
2 17 council.

2 18 2. Revenue for the length of service award program grant
2 19 fund shall include but is not limited to the following:

2 20 a. Moneys credited to the fund pursuant to section 99G.9B.

2 21 b. Moneys in the form of a devise, gift, bequest,
2 22 donation, or federal or other grant intended to be used for
2 23 the purposes of the fund.

2 24 3. Moneys in the length of service award program grant
2 25 fund are not subject to section 8.33. Notwithstanding section
2 26 12C.7, subsection 2, interest or earnings on moneys in the
2 27 fund shall be credited to the fund.

2 28 4. Moneys in the length of service award program grant
2 29 fund are appropriated to the state fire service and emergency
2 30 response council to be used annually to provide the state
2 31 match under the length of service award program established in
2 32 section 100B.41.

2 33 Sec. 5. EFFECTIVE DATE. This Act takes effect January 1,
2 34 2010.

2 35 EXPLANATION

3 1 This bill requires the state fire service and emergency
3 2 response council, in consultation with the department of
3 3 administrative services, to establish a length of service
3 4 award program for volunteer fire fighters. The program shall
3 5 be designed as a defined contribution pension plan consistent
3 6 with the requirements for a deferred compensation program for
3 7 governmental employees as provided by Code section 509A.12.
3 8 The program shall provide for a minimum contribution to the
3 9 plan from a participating municipality, township, or benefited
3 10 fire district, but participation in the plan by such an entity
3 11 is optional. The council is also required to develop rules
3 12 for adoption by the state fire marshal governing minimum
3 13 contribution requirements, eligibility requirements for
3 14 participation by volunteer fire fighters, and such other rules
3 15 as deemed necessary to operate the program. The bill provides
3 16 for a state match of contributions made up to \$200 from moneys
3 17 in a length of service award program grant fund created by the
3 18 bill.

3 19 The bill also provides that the chief executive officer of
3 20 the lottery authority shall develop and conduct two additional
3 21 instant scratch and two additional pull tab lottery games
3 22 annually for the benefit of volunteer fire fighters. Moneys
3 23 received from the games, less prizes, shall be deposited in
3 24 the length of service award program grant fund created by this
3 25 bill.

3 26 The bill takes effect January 1, 2010.

3 27 LSB 1591XS 83

3 28 ec/rj/14